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**From:** Schefski, Kenneth [Schefski.Kenneth@epa.gov]  
**Sent:** 1/19/2021 9:35:40 PM  
**To:** Mylott, Richard [Mylott.Richard@epa.gov]; Jenkins, Laura Flynn [Jenkins.Laura@epa.gov]; Thomas, Deb [thomas.debrah@epa.gov]  
**CC:** Smidinger, Betsy [Smidinger.Betsy@epa.gov]; Madigan, Andrea [Madigan.Andrea@epa.gov]; Mutter, Andrew [mutter.andrew@epa.gov]; Bohan, Suzanne [bohan.suzanne@epa.gov]  
**Subject:** RE: Draft R8 Press Release: U.S. Settles with U.S. Magnesium, the Largest Producer of Magnesium Metal in the Northern Hemisphere, for Alleged Illegal Disposal of Hazardous Waste

Even better idea. I'll see if I can get more specific ETA on lodging.

K.C. Schefski  
Regional Counsel  
US EPA, Region 8  
1595 Wynkoop Street  
Denver, CO 80202

Work: 303.312.6843 | Cell: 303-549-5915 | Fax: 303-312-7202

*This email is for the intended recipient only and may contain material that is privileged and/or confidential. If you believe you have received this email in error, please notify the sender. Thank you.*

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**From:** Mylott, Richard <Mylott.Richard@epa.gov>  
**Sent:** Tuesday, January 19, 2021 2:29 PM  
**To:** Schefski, Kenneth <Schefski.Kenneth@epa.gov>; Jenkins, Laura Flynn <Jenkins.Laura@epa.gov>; Thomas, Deb <thomas.debrah@epa.gov>  
**Cc:** Smidinger, Betsy <Smidinger.Betsy@epa.gov>; Madigan, Andrea <Madigan.Andrea@epa.gov>; Mutter, Andrew <mutter.andrew@epa.gov>; Bohan, Suzanne <bohan.suzanne@epa.gov>  
**Subject:** RE: Draft R8 Press Release: U.S. Settles with U.S. Magnesium, the Largest Producer of Magnesium Metal in the Northern Hemisphere, for Alleged Illegal Disposal of Hazardous Waste

KC—since we have clearances and Deb has reviewed, let's clear the decks and issue this afternoon.

I'm not sure what the timing implications are re: "preparing to lodge" so pls let me know when this is done.

I will ask Jody to notify congressionals and will let UDEQ comms know.

Thx all.

Rich

Ex. 6 Personal Privacy (PP)

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**Sent:** Tuesday, January 19, 2021 2:20 PM  
**To:** Jenkins, Laura Flynn <Jenkins.Laura@epa.gov>; Thomas, Deb <thomas.debrah@epa.gov>; Mylott, Richard <Mylott.Richard@epa.gov>  
**Cc:** Smidinger, Betsy <Smidinger.Betsy@epa.gov>; Madigan, Andrea <Madigan.Andrea@epa.gov>; Mutter, Andrew <mutter.andrew@epa.gov>; Bohan, Suzanne <bohan.suzanne@epa.gov>  
**Subject:** RE: Draft R8 Press Release: U.S. Settles with U.S. Magnesium, the Largest Producer of Magnesium Metal in the Northern Hemisphere, for Alleged Illegal Disposal of Hazardous Waste

# Ex. 5 Deliberative Process (DP)

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**From:** Jenkins, Laura Flynn <[Jenkins.Laura@epa.gov](mailto:Jenkins.Laura@epa.gov)>  
**Sent:** Tuesday, January 19, 2021 2:10 PM  
**To:** Thomas, Deb <[thomas.debrah@epa.gov](mailto:thomas.debrah@epa.gov)>; Mylott, Richard <[Mylott.Richard@epa.gov](mailto:Mylott.Richard@epa.gov)>  
**Cc:** Smidinger, Betsy <[Smidinger.Betsy@epa.gov](mailto:Smidinger.Betsy@epa.gov)>; Schefski, Kenneth <[Schefski.Kenneth@epa.gov](mailto:Schefski.Kenneth@epa.gov)>; Madigan, Andrea <[Madigan.Andrea@epa.gov](mailto:Madigan.Andrea@epa.gov)>; Mutter, Andrew <[mutter.andrew@epa.gov](mailto:mutter.andrew@epa.gov)>  
**Subject:** RE: Draft R8 Press Release: U.S. Settles with U.S. Magnesium, the Largest Producer of Magnesium Metal in the Northern Hemisphere, for Alleged Illegal Disposal of Hazardous Waste

Andrew just forwarded a note from Nancy Grantham asking regions to stand down on PRs tomorrow.

However, she said if something needs to go out tomorrow, we should contact her.

# Ex. 5 Deliberative Process (DP)

Have a wonderful day...be well...and be safe!

Laura Flynn Jenkins  
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USEPA – Region 8 Public Affairs  
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Webpage: [EPA Region 8](https://www.epa.gov/region8) (Mountains and Plains)



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**From:** Thomas, Deb <[thomas.debrah@epa.gov](mailto:thomas.debrah@epa.gov)>  
**Sent:** Tuesday, January 19, 2021 1:53 PM  
**To:** Mylott, Richard <[Mylott.Richard@epa.gov](mailto:Mylott.Richard@epa.gov)>  
**Cc:** Smidinger, Betsy <[Smidinger.Betsy@epa.gov](mailto:Smidinger.Betsy@epa.gov)>; Schefski, Kenneth <[Schefski.Kenneth@epa.gov](mailto:Schefski.Kenneth@epa.gov)>; Madigan, Andrea <[Madigan.Andrea@epa.gov](mailto:Madigan.Andrea@epa.gov)>; Jenkins, Laura Flynn <[Jenkins.Laura@epa.gov](mailto:Jenkins.Laura@epa.gov)>; Mutter, Andrew <[mutter.andrew@epa.gov](mailto:mutter.andrew@epa.gov)>

**Subject:** RE: Draft R8 Press Release: U.S. Settles with U.S. Magnesium, the Largest Producer of Magnesium Metal in the Northern Hemisphere, for Alleged Illegal Disposal of Hazardous Waste

Thanks Rich, the highlighted language in the quote is awkward.

## Ex. 5 Deliberative Process (DP)

**From:** Mylott, Richard <Mylott.Richard@epa.gov>

**Sent:** Tuesday, January 19, 2021 1:23 PM

**To:** Thomas, Deb <thomas.debrah@epa.gov>

**Cc:** Smidinger, Betsy <Smidinger.Betsy@epa.gov>; Schefski, Kenneth <Schefski.Kenneth@epa.gov>; Madigan, Andrea <Madigan.Andrea@epa.gov>; Jenkins, Laura Flynn <Jenkins.Laura@epa.gov>; Mutter, Andrew <mutter.andrew@epa.gov>

**Subject:** Draft R8 Press Release: U.S. Settles with U.S. Magnesium, the Largest Producer of Magnesium Metal in the Northern Hemisphere, for Alleged Illegal Disposal of Hazardous Waste

Hi Deb- please see the attached draft press release for your review and awareness, developed by KC and team in conjunction with DOJ. I understand this settlement may lodge as early as this afternoon; we are awaiting final DOJ concurrence and notice of lodging. We also shared with OPA/OECA last week, understand Susan Bodine has reviewed and concurred, have not heard from OPA.

My current inclination is to send this tomorrow—providing advance notice to Utah and congressionals. (Andrew and I will make sure OPA is ok with us sending PR on Inauguration day.)

Re: your quote: We typically don't issue press releases with attribution to multiple EPA principals, however if DOJ doesn't insert one we could probably retain yours as a supplement to Susan's. Please let me know if you have any changes or edits.

Thanks in advance.

Rich

Ex. 6 Personal Privacy (PP)